

## **2013 DRAFTING REQUEST**

### **Bill**

Received: **1/17/2013** Received By: **mgallagh**  
Wanted: **As time permits** Same as LRB:  
For: **Administration-Budget 6-9546** By/Representing: **Lawrence**  
May Contact: Drafter: **mgallagh**  
Subject: **Veterans - miscellaneous** Addl. Drafters:  
Extra Copies:

Submit via email: **YES**  
Requester's email:  
Carbon copy (CC) to: **michael.gallagher@legis.wisconsin.gov**

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### **Pre Topic:**

DOA:.....Lawrence, BB0384 -

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### **Topic:**

Move DVA division administrators and veterans home commandants into classified state service

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### **Instructions:**

See attached

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### **Drafting History:**

<u>Vers.</u>	<u>Drafted</u>	<u>Reviewed</u>	<u>Typed</u>	<u>Proofed</u>	<u>Submitted</u>	<u>Jacketed</u>	<u>Required</u>
/P1	mgallagh 2/13/2013	scalvin 1/21/2013	phenry 2/13/2013	_____	sbasford 1/21/2013		State
/P2				_____	mbarman 2/13/2013		State

FE Sent For:

**<END>**

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/P1	mgallagh 1/21/2013	scalvin 1/21/2013	phenry 1/21/2013		sbasford 1/21/2013		State
FE Sent For:		1P2 sac 02/13/2013	2/13 ph	ph/jk			

<END>

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**Topic:**

Move DVA division administrators and veterans home commandants into classified state service

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**Instructions:**

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/P1	mgallagh	/P1 SAC 01/18/2013	1/21 ph	<u>X</u>			

FE Sent For:

<END>

**Gallagher, Michael**

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**From:** Hanaman, Cathlene  
**Sent:** Tuesday, January 15, 2013 10:38 AM  
**To:** Gallagher, Michael; Gibson-Glass, Mary  
**Subject:** FW: Statutory Language Drafting Request - BB0384

**From:** [jeffrey.lawrence@wisconsin.gov](mailto:jeffrey.lawrence@wisconsin.gov) [mailto:[jeffrey.lawrence@wisconsin.gov](mailto:jeffrey.lawrence@wisconsin.gov)]  
**Sent:** Tuesday, January 15, 2013 10:36 AM  
**To:** Hanaman, Cathlene  
**Cc:** Gauger, Michelle C - DOA; Lawrence, Jeffrey R - DOA; Thornton, Scott - DOA  
**Subject:** Statutory Language Drafting Request - BB0384

**Biennial Budget:** 2013-15

**DOA Tracking Code:** BB0384

**Topic:** Classify Commandants and Administrator

**SBO Team:** HSI

**SBO Analyst:** Lawrence, Jeff - DOA  
**Phone:** (608) 267-9546  
**E-mail:** [jeffrey.lawrence@wisconsin.gov](mailto:jeffrey.lawrence@wisconsin.gov)

**Agency Acronym:** DVA

**Agency Number:** 485

**Priority:** High

**Intent:**

Include this for consideration in budget bill. Draft originally submitted by Department of Veterans Affairs, LRB draft LRB-0011/P1.

Necessary for knowledge retention and continuity of management. Gives the department the ability to pay salary closer to private sector and retain quality managers.

**Attachments:** False

*Please send completed drafts to [statlanguage@wisapps.wi.gov](mailto:statlanguage@wisapps.wi.gov)*

MPG

## Gallagher, Michael

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**From:** Parker, James <James.Parker@dva.wisconsin.gov>  
**Sent:** Friday, January 18, 2013 9:34 AM  
**To:** Parker, James A - DVA; Gallagher, Michael  
**Cc:** Lawrence, Jeffrey R - DOA  
**Subject:** RE: Statutory Language Drafting Request - BB0384

**Importance:** High

Sorry Mike, I need to reverse ground, we would like to transfer the incumbents,

Confidentiality Notice: This email message, including any attachments, is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply email and destroy all copies of the original message.

---

**From:** Parker, James  
**Sent:** Friday, January 18, 2013 8:03 AM  
**To:** Gallagher, Michael  
**Cc:** Lawrence, Jeffrey R - DOA  
**Subject:** RE: Statutory Language Drafting Request - BB0384

Correct

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**From:** Gallagher, Michael [mailto:Michael.Gallagher@legis.wisconsin.gov]  
**Sent:** Friday, January 18, 2013 7:21 AM  
**To:** Parker, James  
**Cc:** Lawrence, Jeffrey R - DOC  
**Subject:** RE: Statutory Language Drafting Request - BB0384

Jim: One more thing on this draft: I want to confirm that the intent is to classify the relevant positions without any language transferring the incumbents without a probationary period. That is the way it was originally drafted—with no language transferring incumbent employees. I just want to confirm that is the intent.

Thanks.

**Michael P. Gallagher**  
Legislative Attorney  
Legislative Reference Bureau  
(608) 267-7511  
michael.gallagher@legis.wisconsin.gov

---

**From:** Parker, James [mailto:James.Parker@dva.wisconsin.gov]  
**Sent:** Thursday, January 17, 2013 10:40 AM  
**To:** Gallagher, Michael  
**Cc:** Lawrence, Jeffrey R - DOA  
**Subject:** RE: Statutory Language Drafting Request - BB0384

There is one other commandant at our new Chippewa Falls home but his position is already classified.

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**From:** Gallagher, Michael [<mailto:Michael.Gallagher@legis.wisconsin.gov>]  
**Sent:** Thursday, January 17, 2013 9:49 AM  
**To:** Parker, James  
**Cc:** Lawrence, Jeffrey R - DOC  
**Subject:** RE: Statutory Language Drafting Request - BB0384

Thanks Jim. Are there other commandants in addition to the commandants at King and Union Grove. I seem to recall the answer is no, but if others do exist and you want those other commandants to remain unclassified, I need to know how many there are.

Thanks.

Mike

**Michael P. Gallagher**  
Legislative Attorney  
Legislative Reference Bureau  
(608) 267-7511  
[michael.gallagher@legis.wisconsin.gov](mailto:michael.gallagher@legis.wisconsin.gov)

---

**From:** Parker, James [<mailto:James.Parker@dva.wisconsin.gov>]  
**Sent:** Thursday, January 17, 2013 9:39 AM  
**To:** Gallagher, Michael  
**Cc:** Lawrence, Jeffrey R - DOA  
**Subject:** FW: Statutory Language Drafting Request - BB0384  
**Importance:** High

Hi Mike – I can respond to your question below. The intent is to classify the commandants at King and Union Grove and to classify the division administrator of the homes. Thanks.

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**From:** Lawrence, Jeffrey R - DOC  
**Sent:** Thursday, January 17, 2013 9:33 AM  
**To:** Parker, James  
**Subject:** FW: Statutory Language Drafting Request - BB0384

Here you go, just wanted to make sure it was clear.

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**From:** Gallagher, Michael [<mailto:Michael.Gallagher@legis.wisconsin.gov>]  
**Sent:** Thursday, January 17, 2013 9:12 AM  
**To:** Lawrence, Jeffrey R - DOA  
**Subject:** FW: Statutory Language Drafting Request - BB0384

Jeffrey:

I am drafting this budget request. I have a couple of questions:

The request references LRB-0011, but it appears that the only aspect of that draft that is wanted under this budget request is to classify commandants and a division administrator. Is that correct?

Second, it looks like LRB-0011 did not affect the currently 3 unclassified division administrator positions for DVA. That draft only affected the classification of commandants. So, I just want to confirm that the intent is to classify one of those existing currently unclassified division administrator positions, in addition to the veterans home commandants.

Thanks.

Mike

**Michael P. Gallagher**  
Legislative Attorney  
Legislative Reference Bureau  
(608) 267-7511  
[michael.gallagher@legis.wisconsin.gov](mailto:michael.gallagher@legis.wisconsin.gov)

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**Biennial Budget:** 2013-15

**DOA Tracking Code:** BB0384

**Topic:** Classify Commandants and Administrator

**SBO Team:** HSI

**SBO Analyst:** Lawrence, Jeff - DOA  
**Phone:** (608) 267-9546  
**E-mail:** [jeffrey.lawrence@wisconsin.gov](mailto:jeffrey.lawrence@wisconsin.gov)

**Agency Acronym:** DVA

**Agency Number:** 485

**Priority:** High

**Intent:**

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Necessary for knowledge retention and continuity of management. Gives the department the ability to pay salary closer to private sector and retain quality managers.

**Attachments:** False

*Please send completed drafts to [statlanguage@wisapps.wi.gov](mailto:statlanguage@wisapps.wi.gov)*



IN: ~~1/21~~ 1/21  
State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-1207/P1

MPG; J....

RAC Sac

DOA:.....Lawrence, BB0384 - Move DVA division administrators and veterans home commandants into classified state service

**FOR 2013-2015 BUDGET — NOT READY FOR INTRODUCTION**

Insert  
[PINS RC]

plw ✓

do not gen

1 AN ACT *do not gen*; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**VETERANS**

Under current law, a veterans home commandant is an unclassified employee of DVA and may be terminated at will. This bill makes veterans home commandants classified employees in the state civil service who may only have their employment terminated for cause.

5 Also under current law, DVA is assigned three unclassified division administrator positions. This bill decreases that number to two, making one of those division administrator positions classified. employees

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

2 SECTION 1. 230.08 (2) (e) 13. of the statutes is amended to read:

3 230.08 (2) (e) 13. Veterans affairs — 3 2.

History: 1971 c. 40, 270; 1973 c. 333, 335; 1977 c. 29, 187; 1977 c. 196 ss. 34, 108, 130 (5); 1977 c. 272, 418, 449; Stats. 1977 s. 230.08; 1979 c. 34, 189, 221, 356, 361; 1981 c. 20, 347, 374; 1983 a. 27 ss. 1605o to 1609am, 2200 (15); 1983 a. 189 s. 329 (27); 1983 a. 371, 378; 1985 a. 29; 1987 a. 27, 119, 204, 354, 399, 403; 1989 a. 31, 107,

119, 122, 169, 208, 219, 336; 1991 a. 39, 250, 269; 1993 a. 16, 349, 399; 1995 a. 27 ss. 6245 to 6277m, 9126 (19), 9130 (4); 1995 a. 216; 1997 a. 3, 27, 179, 194, 237; 1999 a. 9, 42, 87, 186; 2001 a. 16, 19, 109; 2003 a. 33 ss. 2392 to 2407b, 9160; 2003 a. 91, 326; 2005 a. 22, 25; 2007 a. 1; 2007 a. 20 ss. 3006 to 3014, 9121 (6) (a); 2009 a. 28; 2011 a. 10, 32, 38, 155; s. 13.92 (2) (i).

**SECTION 2.** 230.08 (2) (xm) of the statutes is repealed.

(END)

Insert (2-1)

PlusRC

✓  
**SECTION 9149. Nonstatutory provisions; Veterans Affairs.**

(1) APPOINTMENT OF CERTAIN INDIVIDUALS TO POSITIONS IN CLASSIFIED SERVICE OF STATE CIVIL SERVICE SYSTEM. Notwithstanding section 230.15 (1) of the statutes, on the effective date of this subsection, the incumbent employees holding the unclassified positions specified in section 230.08 (2) (xm), 2011 Wis. Stats. and the unclassified division administrator position in the department of veterans affairs that is eliminated under this act shall be appointed to comparable positions in the classified service in the department of veterans affairs, as determined by the secretary of veterans affairs. The administrator of the division of merit recruitment and selection in the office of state employment relations shall waive the requirement for competitive examination under section 230.15 (1) of the statutes with respect to the classified positions and shall certify the incumbent employees for appointment to the classified positions. The administrator shall determine the employee's probationary status under section 230.28 of the statutes, except that the employee shall receive credit toward his or her probationary period for the time that the employee had been employed in any unclassified position immediately prior to appointment.



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-1207/PJ  
MPG&RAC:sac:ph

PZ  
e

DOA:.....Lawrence, BB0384 - Move DVA division administrators and veterans home commandants into classified state service

**FOR 2013-2015 BUDGET - NOT READY FOR INTRODUCTION**

Insert  
D. Note

1 AN ACT <sup>don't get</sup> relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**VETERANS**

Under current law, a veterans home commandant is an unclassified employee of DVA and may be terminated at will. This bill makes veterans home commandants classified employees in the state civil service who may only have their employment terminated for cause.

Also under current law, DVA is assigned three unclassified division administrators. This bill decreases that number to two, making one of those division administrator employees classified. <sup>makes makes</sup>

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

2 SECTION 1. 230.08 (2) (e) 13. of the statutes is amended to read:

3 230.08 (2) (e) 13. Veterans affairs — 3-4

(CS)

4

\*\*\* Note: This is reconciled s. 230.08 (2) (e) 13. This draft has been affected by drafts with the

Insert Analysis

following LRB #s: -0391; -12070

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## 2

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specified in section 230.08 (2) (c) 13.1  
2011 Wis. Stats.



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-0391/P2

MPG:cev:im

DOA:.....Lawrence, BB0420 - Add DVA division administrator positions for unclassified chief legal counsel and unclassified public information officer positions

**FOR 2013-2015 BUDGET - NOT READY FOR INTRODUCTION**

WPS: This is  
Insert Analysis

1 AN ACT ...; relating to: the budget.

*Analysis by the Legislative Reference Bureau*

**VETERANS**

~~Under current law, DVA is assigned three division administrator positions. This bill increases that number to five.~~ The intent of that increase in division administrator positions is to create one unclassified chief legal counsel position and one unclassified public information officer position in DVA.

*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

2 SECTION 1. 230.08 (2) (e) 13. of the statutes is amended to read:

3 230.08 (2) (e) 13. Veterans affairs — 3 5.

4 (END)

no 91  
The bill also adds two new division administrator positions assigned to DVA.

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1207/P2dn

MPG:sac:ph

- date -

Jeff Lawrence:

This draft reconciles LRB-1207<sup>1p1</sup> and LRB-0391<sup>1p2</sup>. It replaces LRB-0391 in the compiled bill.

Michael Gallagher  
Legislative Attorney  
Phone: (608) 267-7511  
E-mail: michael.gallagher@legis.wisconsin.gov

**DRAFTER'S NOTE  
FROM THE  
LEGISLATIVE REFERENCE BUREAU**

LRB-1207/P2dn  
MPG:sac:ph

February 13, 2013

Jeff Lawrence:

This draft reconciles LRB-1207/P1 and LRB-0391/P2. It replaces LRB-0391 in the compiled bill.

Michael Gallagher  
Legislative Attorney  
Phone: (608) 267-7511  
E-mail: michael.gallagher@legis.wisconsin.gov



State of Wisconsin  
2013 - 2014 LEGISLATURE



LRB-1207/P2  
MPG&RAC:sac:ph

DOA:.....Lawrence, BB0384 - Move DVA division administrators and veterans home commandants into classified state service

**FOR 2013-2015 BUDGET — NOT READY FOR INTRODUCTION**

1 **AN ACT ...; relating to: the budget.**

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Also under current law, DVA is assigned three unclassified division administrators. This bill makes one of those division administrator employees classified. The bill also adds two new division administrator positions assigned to DVA. The intent of that increase in division administrator positions is to create one unclassified chief legal counsel position and one unclassified public information officer position in DVA.

For further information see the *state* fiscal estimate, which will be printed as an appendix to this bill.

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*The people of the state of Wisconsin, represented in senate and assembly, do enact as follows:*

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230.08 **(2)** (e) 13. Veterans affairs — ~~3~~ 4.

\*\*\*\*NOTE: This is reconciled s. 230.08 (2) (e) 13. This SECTION has been affected by drafts with the following LRB numbers: -0391 and -1207.

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**(END)**